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UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

IBRAHIM TURKMEN, ASIF-UR-REHMAN SAFI, SYED AMJAD ALI JAFFRI, YASSER EBRAHIM, HANY IBRAHIM, SHAKIR BALOCH, and AKIL SACHVEDA, on behalf of themselves and all others similarly situated,

Plaintiffs.

-against-

ORDER 02 CV 2307 (JG)

JOHN ASHCROFT, Attorney General of the United States, ROBERT MUELLER, Director of the Federal Bureau of Investigation, JAMES W. ZIGLAR, Commissioner of the Immigration and Naturalization Service, DENNIS HASTY, former Warden of the Metropolitan Detention Center, MICHAEL ZENK, Warden of the Metropolitan Detention Center, JOHN DOES 1-20, Metropolitan Detention Center, Corrections Officers, JOHN ROES 1-20, Federal Bureau of Investigation and/or Immigration and Naturalization Service Agents,

Defendants.

APPEARANCES:

WILLIAM GOODMAN BARBARA J. OLSHANSKY NANCY CHANG

> Center for Constitutional Rights 666 Broadway, 7th Floor New York, NY 10012 Attorneys for Plaintiffs

DOUGLAS LETTER TIMOTHY P. GARREN

United States Department of Justice Ben Franklin Station, P.O. Box 7146 Washington, D.C. 20044 Attorneys for the United States, John Ashcroft, Robert Mueller, James W. Ziglar, Dennis Hasty and Michael Zenk

JOHN GLEESON, United States District Judge:

The defendants stated at the December 19, 2002, hearing on their motion to dismiss that they believed that plaintiffs had dropped their claim that their right to counsel under the Sixth Amendment had been violated. (Tr. at 22.) Plaintiffs are directed to submit a letter simply informing me whether they are pursuing this claim.

So Ordered.

IOMN GLEESON, U.S.D.J

DATED:

Brooklyn, New York February 14, 2003